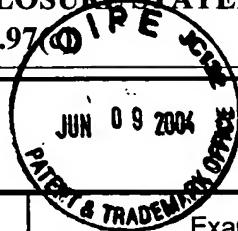


**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**  
**(Under 37 CFR 1.97(b) or 1.97(e))**

Docket No.  
17272

In Re Application Of: **Tsutomo Okada**



Serial No.	Filing Date	Examiner	Group Art Unit
10/718,189	November 20, 2003	Unassigned	Unassigned

Title: **DIATHERMIC CUTTER**

Address to:  
**Commissioner for Patents**  
P.O. Box 1450  
Alexandria, VA 22313-1450

**37 CFR 1.97(b)**

1.  The Information Disclosure Statement submitted herewith is being filed within three months of the filing of a national application other than a continued prosecution application under 37 CFR 1.53(d); within three months of the date of entry of the national stage as set forth in 37 CFR 1.491 in an international application; before the mailing of a first Office Action on the merits, or before the mailing of a first Office Action after the filing of a request for continued examination under 37 CFR 1.114.

**37 CFR 1.97(c)**

2.  The Information Disclosure Statement submitted herewith is being filed after the period specified in 37 CFR 1.97(b), provided that the Information Disclosure Statement is filed before the mailing date of a Final Action under 37 CFR 1.113, a Notice of Allowance under 37 CFR 1.311, or an Action that otherwise closes prosecution in the application, and is accompanied by one of:
  - the statement specified in 37 CFR 1.97(e);
  - OR**
  - the fee set forth in 37 CFR 1.17(p).

**TRANSMITTAL OF INFORMATION DISCLOSURE STATEMENT**  
**(Under 37 CFR 1.97(b) or 1.97(c))**

Docket No.  
17272

In Re Application: **Tsutomu Okada**

Serial No.  
**10/718,189**

Filing Date  
**November 20, 2003**

Examiner  
**Unassigned**

Group Art Unit  
**Unassigned**

**DIATHERMIC CUTTER**

**Payment of Fee**

(Only complete if Applicant elects to pay the fee set forth in 37 CFR 1.17(p))

- A check in the amount of \_\_\_\_\_ is attached.
- The Director is hereby authorized to charge and credit Deposit Account No. **19-1013/SSMP** as described below.
- Charge the amount of \_\_\_\_\_  
 Credit any overpayment.  
 Charge any additional fee required.

**Certificate of Transmission by Facsimile\***

I certify that this document and authorization to charge deposit account is being facsimile transmitted to the United States Patent and Trademark Office (F:

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Signature

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**Certificate of Mailing by First Class Mail**

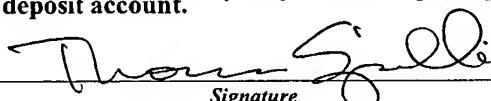
I certify that this document and fee is being deposited on **June 7, 2004** with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

\_\_\_\_\_  
Signature

Thomas Spinelli

\_\_\_\_\_  
Typed or Printed Name

\*This certificate may only be used if paying by deposit account.

  
\_\_\_\_\_  
Signature

Dated: **June 7, 2004**

Thomas Spinelli  
Registration No. 39,533  
**SCULLY, SCOTT, MURPHY & PRESSER**  
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Garden City, NY 11530  
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TS:jap

CC:



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Applicant:** Tsutomo Okada      **Examiner:** Unassigned  
**Serial No.:** 10/718,189      **Group Art Unit:** Unassigned  
**Filed:** November 20, 2003      **Docket:** 17272  
**For:** DIATHERMIC CUTTER      **Dated:** June 7, 2004  
**Conf. No.:** 9810

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT**

Sir:

In accordance with 37 C.F.R. §§ 1.97 and 1.98, it is requested that the following references, which are also listed on the attached Form PTO-1449, be made of record in the above-identified case.

1. Japanese Patent Application KOKAI Publication No. 4-329944, dated November 18, 1992;
2. Japanese Patent Application No. 8-299355, dated November 19, 1996, together with English translation;

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**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on June 7, 2004.

Dated: June 7, 2004



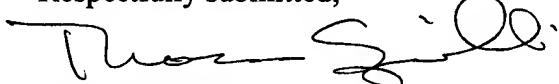
Thomas Spinelli

3. T. Oyama et al., "Endoscopic Mucosal Resection Using a Hooking Knife (Hooking EMR)", Stomach and Intestine, (Tokyo), Vol. 37, No. 9, 2002, pp. 1155-1161, together with English translation; and
4. H. Inoue et al., "Endoscopic mucosal resection with a cap-fitted panendoscope for esophagus, stomach, and colon mucosal lesions", Gastointest. Endosc. 39: 58-62 1993 Vol. 14, No. 9, together with English translation.

Applicant is submitting copies of the above-cited references. The relevance of Reference No. 1 has been described in the specification.

Inasmuch as this Information Disclosure Statement is being submitted in accordance with the schedule set out in 37 C.F.R. § 1.97(b), no statement or fee is required.

Respectfully submitted,



Thomas Spinelli  
Registration No.: 39,533

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Garden City, New York 11530  
(516) 742-4343

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**INFORMATION DISCLOSURE CITATION**  
(use several sheets if necessary)

Docket Number (Optional)

17272

Application Number

10/718,189

Applicant(s)

Tsutomo Okada

Filing Date

November 20, 2003

Group Art Unit

Unassigned

**U.S. PATENT DOCUMENTS**

*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE

**FOREIGN PATENT DOCUMENTS**

REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO
/	4-329944	11/18/1992	Japan				
/	8-299355	11/19/1996	Japan				

**OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)**

/	T. Oyama et al., "Endoscopic Mucosal Resection Using a Hooking Knife (Hooking EMR)", Stomach and Intestine, (Tokyo), Vol. 37, No. 9, 2002, pp. 1155-1161, together with English translation
	H. Inoue et al., "Endoscopic mucosal resection with a cap-fitted panendoscope for esophagus, stomach, and colon mucosal lesions", Gastointest. Endosc. 39: 58-62 1993 Vol. 14, No. 9, together with English translation

EXAMINER

DATE CONSIDERED

**EXAMINER:** Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.